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11	Telephone: 602/274-1100 602/274-1199 (fax)				
12	Attorneys for Plaintiff and the Putative Class				
13	Theories for Figure and the Figure Class				
14	UNITED STATES DISTRICT COURT				
15	NORTHERN DISTRICT OF CALIFORNIA				
16	SAN FRANCISCO DIVISION				
17	DAPHNE P. RAND, by and through DEBRA	Case No. CV 09 0639 SI			
18	J. DOLCH, as Conservator of the Person and Estate of DAPHNE P. RAND, Conservatee,	CLASS ACTION			
19	on Behalf of Themselves and All Others Similarly Situated.	STIPULATION AND [PROPOSED]			
20	Plaintiff,	ORDER CONTINUING BRIEFING SCHEDULE			
21	vs.	Judge Susan Illston			
22	AMERICAN NATIONAL INSURANCE COMPANY, a Texas corporation.	Action Filed: 02/12/09			
23	•				
24	Defendant.				
25	This stipulation is made between Plaintif	f DAPHNE P. RAND, by and through DEBRA J.			
26	DOLCH, as Conservator of the Person and	Estate of DAPHNE P. RAND, Conservatee,			
27	("Plaintiff") and Defendant American National	Insurance Company ("ANICO" or "Defendant"),			
28	by and through their respective counsel of records, based on the following:				
		1			

WHEREAS, on April 23, 2010, due to plaintiff's counsel's unavailability and for purposes of Judicial efficiency and economy, the parties submitted a Stipulation and Proposed Order requesting a continuance of the hearings on Plaintiff's Motion to Substitute, previously set for hearing on May 7, 2010, and Defendant's Motion for Partial Summary Judgment, previously set for May 14, 2010, to June 25, 2010 at 9:00 a.m. in Department 10 (the date provided by the Court's scheduling clerk).

WHEREAS, on April 28, 2010, the Court ordered that the hearings on Plaintiff's Motion for Substitution and Defendant's Motion for Partial Summary Judgment are continued to June 25, 2010.

WHEREAS, the parties have agreed on the following proposed briefing schedule, which allows them sufficient time to complete their respective submissions in connection with the pending motions and provides for the final briefs to be submitted two weeks in advance of the rescheduled hearing date:

Plaintiff's Reply in Support of Motion to Substitute	May 25, 2010
Plaintiff's Opposition to Defendant's Motion for Partial Summary Judgment	May 25, 2010
Defendant's Reply in Support of Motion for Partial Summary Judgment	June 11, 2010

WHEREAS, the parties are still conducting discovery: The parties have not yet completed document production; depositions of several of ANICO's Corporate Representatives are scheduled for the week of May 24, 2010, and there are additional depositions to be scheduled. The parties believe that the current scheduling order on class certification should be modified to allow for completion of discovery, resolution of any discovery disputes and any other matters, as follows:

	Current Date	Proposed Date
Hearing on Motion for Class Certification	September 1, 2010	November 19, 2010, or a date convenient to the court

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1	Class Certification Motion and Designation of Class Certification I	Experts	June 24, 2010	August 24, 2010	
2	due				
3 4	Opposition and Designation of Reb Class Certification Experts due	outtal	August 9, 2010	October 12, 2010	
5	Reply due		August 23, 2010	November 2, 2010	
6		stinulat	_	ŕ	
7	THEREFORE, it is hereby stipulated between the undersigned parties, through their counsel of record, that the briefing schedule for Plaintiff's Motion to Substitute, Defendant's				
8					
	Motion for Partial Summary Judgment and the class certification briefing may be continued as set				
9	forth above, subject to approval by the Court.				
10	II .		RS, KRAUS & PAUL		
11					
12		-	/s/		
13	INGRID M. EVANS Attorneys for Plaintiff DAPHNE P. RAND, by and through DEBRA J. DOLCH, as Conservator of the Person and Estate of DAPHNE P. RAND, Conservatee				
14					
15		1 01	son and Estate of Bill III	VET. TO IT (B), Conservator	
16					
17	DATED: April 30, 2010	GREER	, HERZ & ADAMS, LLF	,	
18					
19		By:	/s/		
20	JOSEPH R. RUSSO Attorneys for Defendant AMERICAN NATIONAL		IFRICAN NATIONAI		
21			SURANCE COMPANY	ERICHIVITATION	
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	STIPULATION AND PRO	POSED O	RDER CONTINUING BRIEF	ING SCHEDULE	

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1	ATTESTATION OF SIGNATURE				
2	Pursuant to General Order No. 45, § X(b), I hereby attest under penalty of perjury that				
3	concurrence in the filing of the document has been obtained from all signatories.				
4					
5	DATED: April 30, 2010 WATERS, KRAUS & PAUL				
6					
7	By: /s/ INGRID M. EVANS				
8					
9					
10	IT IS SO ORDERED.				
11	IT IS SO ORDERED.				
12	DATED:				
13	By Man Delator				
14	The Honorable Susan Illston District Court Judge				
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